



9/5/01

PATENT

3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Inventor(s): Walsh, F.

Serial No. 09/870,969

Filed: 5/30/01

For: METHOD FOR GENERATING COMMERCIAL EMAIL COMMUNICATIONS
WHILE PRESERVING INTERNET PRIVACY

Examiner:

Date: September 5, 2001

Art Unit:

PETITION TO ACCEPT APPLICATIONWITHOUT SIGNATURE BY UNAVAILABLE INVENTOR

RECEIVED

SEP 14 2001

Assistant Commissioner for Patents
Washington, DC 20231OFFICE OF PETITIONS
DEPUTY A/C PATENTS

Sir:

In response to the NOTICE TO FILE MISSING PARTS dated 06/15/2001, applicant petitions pursuant to 37 CFR §1.47(b) to have the attached Oath and Declaration accepted to fulfill the requirements of the Notice.

The sole inventor, Fiona Walsh, a citizen of Ireland, can not be reached after diligent effort by the undersigned to contact her. Initially, the application was filed without signature with the expectation that the inventor would become available. However, shortly after filing, the inventor departed for extended overseas travel, primarily via small ocean-going vessel where she continues to be unreachable. The inventor is no longer employed by the company (Avenue A, Inc.) to which she has agreed in writing to assign the invention. Her date of return is unknown, and may be later than upcoming deadlines to reply to the Notice. All efforts by the undersigned to contact the inventor, or to contact parties who may be aware of the inventor's travel schedule, have yielded no information to suggest a timely return, if at all. The undersigned hereby certifies based on personal knowledge, information, and belief all the facts asserted herein.

The attached Oath and Declaration is signed by Jeffrey J. Miller, Executive officer, Senior Vice President, Legal and Privacy Affairs, Avenue A, Inc. (the company to which the inventor has agreed in writing to assign the invention), who is acting as an agent on behalf of the inventor.

09/14/2001 GTEFFERA 00000010 09870969

02 FC:122
03 FC:115130.00 OP
110.00 OPCERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on September 5, 2001 as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231.


Bennet K. Langlotz, Attorney for Applicant

This petition is necessary to prevent irreparable damage to the company to which the inventor has agreed in writing to assign the invention, because undue delay would cause abandonment of the application.

The last known address of the (sole) inventor is:

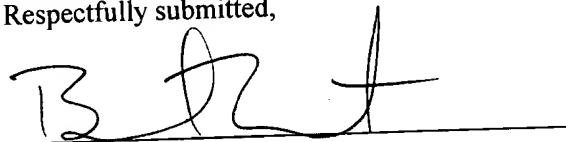
Fiona Walsh, 5742 59th Ave. W, Seattle, WA 98105

An alternate postal address is

Box 634, 2442 Market St. NW, Seattle, WA 98107

Applicant hereby also petitions for an extension to respond to the Notice under 37 CFR 1.136(a), and encloses a USPTO CC payment form, authorizing payment for the Missing Parts fee, the extension fee, and the petition fee. Under- or over-payment adjustments are authorized to be made to Deposit Account #50-0493..

Respectfully submitted,



Bennet K. Langlotz,
Attorney for Applicant
Registration No. 35,928

Bennet K. Langlotz PC
2850 SW Fairmount Blvd.
Portland, OR 97201
Telephone (503) 275-9100
Facsimile (503) 275-9109
Email patent@langlotz.com



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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/870,969	05/30/2001	Fiona Walsh	AA-018

CONFIRMATION NO. 9490

FORMALITIES LETTER



OC000000006186011

 Bennet K. Langlotz P.C.
 2850 SW Fairmount Blvd.
 Portland, OR 97201

Date Mailed: 06/15/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION


FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*


 Customer Service Center

Initial Patent Examination Division (703) 308-1202

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